

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG RANGE PLANNING

Call to Order: By **CHAIRMAN MATT MCCANN**, on January 9, 2001 at 8:00 A.M., in Room 350 Capitol.

ROLL CALL

Members Present:

Rep. Matt McCann, Chairman (D)
Sen. Tom A. Beck (R)
Rep. Dave Kasten (R)
Sen. Jon Tester (D)
Rep. Steve Vick (R)

Members Excused: Sen. Bob Keenan, Vice Chairman (R)

Members Absent: None.

Staff Present: Jane Hamman, OBPP
Andrea Hyatt, Committee Secretary
Brian McCullough, Legislative Branch
Christi Tyson, OBPP

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 11, 1/6/2001
Executive Action:

{Tape : 1; Side : A; Approx. Time Counter : 0}

CHAIRMAN MCCANN opened the hearing for **ASHLAND, Treasure State Endowment Program (TSEP) PROJECT #14, PG. 107.**

Proponents' Testimony:

Nick Rich, Department of Commerce-TSEP, reviewed the project and recommendation. This is also a joint project with Renewable Resource Grant & Loan (RRGL).

Pam Smith, Department of Natural Resources & Conservation (DNRC)-RRGL, provided background on their Project No. 21, Pg. 66.

Pat Murtagh, Montana Engineering & Administration, discussed the project and provided a handout with letters from the Montana Department of Environmental Quality and Soaring Eagle.

EXHIBIT (j1h06a01).

MaryAnn McCullough, Ashland Water District, discussed the project and the community is ready to meet any financial obligation to accomplish this project.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

Chairman McCann asked about St. Labre. **Mr. McCullough** responded.

CHAIRMAN MCCANN closed the hearing for **ASHLAND TSEP PROJECT #14**, PG. 107.

Chairman McCann opened the hearing on **HINSDALE, TSEP PROJECT NO. 30**, PG. 197.

Proponents' Testimony:

{Tape : 1; Side : A; Approx. Time Counter : 121}

Rick Nick, DOC-TSEP, reviewed the project and recommendation. This is a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project. No. 45, Pg. 45. This project is below the grant approval line.

Pat Murtagh, Montana Engineering & Administration, wrote the grant and provided a 4 page handout consisting of pictures and a letter with attachments from Department of Environmental Quality Enforcement Division. **EXHIBIT (j1h06a02)**. This originally was granted under administrative order in 1998. He pleads to raise the rank for health and safety needs.

Jeffrey Hind, Interstate Engineering, provided a 3 page handout consisting of an overview of the project and a copy of a letter from the Montana Department of Environmental Quality, **EXHIBIT (j1h06a03)**, and discussed the danger to the Milk River.

Ray Canen works at the site and is concerned with the health hazard.

SEN. SAM KITZENBERG, SD 48, asked the committee to please consider this project for funding along with Nashua and Whitewater.

Opponents' Testimony: None

Questions from Committee Members and Responses:

REP. KASTEN had questions about emergency funding. **Bob Fishcer** responded. **SEN TESTER** asked about the protocol for ranking and if danger to health is considered. **Bob Fischer** responded. **Pat Murtagh** responded further. There were further questions from the committee, **Mr. Murtagh** responded.

Chairman McCann closed the hearing on **HINSDALE, TSEP PROJECT NO. 30, PG. 197.**

{Tape : 1; Side : B; Approx. Time Counter : 18}

Chairman McCann opened the hearing on **JORDAN, TSEP PROJECT NO. 34, PG. 219.**

Proponents' Testimony:

Jim Edgcomb, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Pam Smith, DNRC-RRGL provided background on their Project No. with no rank, Pg. 186.

Opponents' Testimony: None

Questions from Committee Members and Responses:

SEN. TESTER, REP. KASTEN, CHAIRMAN MCCANN had questions. **Bob Fischer** and **Dave Cole** responded.

Chairman McCann closed the hearing on **JORDAN, TSEP PROJECT NO. 34, PG. 219.**

{Tape : 1; Side : B; Approx. Time Counter : 137}

CHAIRMAN MCCANN opened the hearing for **LAMBERT TSEP PROJECT NO. 17, PG. 125.**

Proponents' Testimony:

Nick Rich, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project No. 58, Pg. 161.

Jeff Hind, Interstate Engineering, discussed the highlights of the preliminary report and provided a 4 page handout of an overview of the project and a Chemical Analysis from the Department of Health And Environmental Sciences.

EXHIBIT(jlh06a04)

Brian LiGon, Lambert County Sewer & Water District, discussed the need for the project.

Allen Thiessen, Lambert County Sewer & Water District, discussed the history of Lambert and the need for this project.

SEN. WALTER MCNUTT supports the funding for this project.

REP. KASTEN, HD 99, is in favor of this project.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

SEN. TESTER and **REP. VICK** had questions. **Bob Fischer** and **Nick Rich** responded.

CHAIRMAN MCCANN closed the hearing for **LAMBERT TSEP PROJECT NO. 17, PG. 125.**

{Tape : 2; Side : A; Approx. Time Counter : 0}

CHAIRMAN MCCANN opened the hearing for **WHITEWATER, TSEP PROJECT NO. 4, PG. 49.**

Proponents' Testimony:

Nancy Guccione, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Pam Smith, DNRC-RRGL, provided background on their Project No. 18, Pg. 59.

Annmarie Robinson, Bear Paw Development, provided a letter signed by twelve people who are in favor of the funding; she discussed the details of the project. **EXHIBIT(jlh06a05)**

Barry Damschen, engineer for project, was in the audience if anyone had questions.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

Brian McCullough, LFD, questioned if this area was covered by the other larger North Central Regional Water Projects. **Annmari Robinson** responded.

CHAIRMAN MCCANN closed the hearing for **WHITEWATER, TSEP PROJECT NO. 4, PG. 49.**

CHAIRMAN MCCANN opened the hearing for **HELENA, TSEP PROJECT NO. 29, PG. 193.**

Proponents' Testimony:

{Tape : 2; Side : A; Approx. Time Counter : 96}

Nick Rich, DOC-TSEP, reviewed the project and recommendation.

Tim Burton, City Manager, discussed the project.

John Rundquist, Public Director, explained the hazard to health.

Joe Murphy, engineer, provided further background on the project.

Mike Barrows, community development, explained how funding would be administered.

Chuck Hanson, city engineer, described the flooding problems.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

REP. VICK questioned the monthly rate with and without the grant. **Tim Burton** responded. **REP. KASTEN, CHAIRMAN MCCANN, Brian McCullough** had questions; **Tim Burton** and **Joe Murphy** responded.

CHAIRMAN MCCANN closed the hearing for **HELENA, TSEP PROJECT NO. 29, PG. 193.**

CHAIRMAN MCCANN opened the hearing for **MANHATTAN, TSEP PROJECT NO. 16, PG. 119.**

{Tape : 2; Side : A; Approx. Time Counter : 401}

Proponents' Testimony:

Kim Hayes, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project No. 13, Pg. 45.

Dave Staley, Staley Engineering, who is representing the town, described the need for the funding and the project. Also in the audience were **Mayor Eleanor Mest** and **Vicki Ellison**, City Clerk.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

SEN BECK and **CHAIRMAN MCCANN** asked questions. **Kim Hayes** and **Dave Cole** responded.

CHAIRMAN MCCANN closed the hearing for **MANHATTAN, TSEP PROJECT NO. 16, PG. 119.**

{Tape : 2; Side : B; Approx. Time Counter : 160}

CHAIRMAN MCCANN opened the hearing on **POWER, TSEP PROJECT NO. 20, PG. 143.**

Proponents' Testimony:

Jim Edgcomb, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Pam Smith, DNRC-RRGL, provided background on their project No. 55, Pg. 154.

Gene Walker, water manager, provided a 5 page handout consisting of site plans. **EXHIBIT(jlh06a06)**. He stated that the **President of the Board of Directors** was in the audience in support of this project and **Dave Aune**, their technical engineer. He discussed the need for funds and the history and problems with the project.

Dave Aune, engineer with **Damschen-Entranco**, described the project further.

Questions from Committee Members and Responses:

Committee members had questions. **Mr. Aune** responded. **Bob Fischer** provided further background information on the project.

CHAIRMAN MCCANN closed the hearing on **POWER, TSEP PROJECT NO. 20, PG. 143.**

{Tape : 2; Side : B; Approx. Time Counter : 382}

CHAIRMAN MCCANN opened the hearing on **STANFORD, TSEP PROJECT NO. 12, PG. 97.** This is also a joint project with RRGL.

Rick Nick, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project No. 23, Pg. 71.

Acelia Leach, Mayor of Stanford, discussed the project and provided the letter she wrote in favor of this project, **EXHIBIT(jlh06a07).**

Dave Aune, engineer Damschen-Entranco, described the project in detail and provided a 3 page handout consisting of site plans, **EXHIBIT(jlh06a08).**

Opponents' Testimony: None

Questions from Committee Members and Responses:

CHAIRMAN MCCANN questioned the process of sludge removal. **Mr. Aune** responded.

CHAIRMAN MCCANN closed the hearing on **STANFORD, TSEP PROJECT NO. 12, PG. 97.**

CHAIRMAN MCCANN opened the hearing on **HOT SPRINGS, TSEP PROJECT NO. 3, PG. 43.**

Proponents' Testimony:

{Tape : 3; Side : A; Approx. Time Counter : 22}

Kim Hayes, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Pam Smith, DNRC-RRGL, provided background on their Project No. 31, Pg. 92.

SEN. JIM ELLIOTT, SD 36, is in favor of funding for this project.

Dan Oberlander, Hot Springs public works, explained the problems and danger to health in the community.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

CHAIRMAN MCCANN questioned the location of the community. SEN. ELLIOTT responded.

CHAIRMAN MCCANN closed the hearing on HOT SPRINGS, TSEP PROJECT NO. 3, PG. 43.

CHAIRMAN MCCANN opened the hearing on PARK CITY, TSEP PROJECT. NO. 11, PG. 91.

Proponents' Testimony:

Jim Edgcomb, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

{Tape : 3; Side : A; Approx. Time Counter : 113}

Harold Blattie, Stillwater County Commissioner, discussed the project and provided a letter signed by the Board of County Commissioners. EXHIBIT(jlh06a09)

Steve Eisenman, member of Park City & County Water & Sewer District. Along with him in the audience is Gary Edges, President and Bob Lowman, Vice President. He described the project.

Paul Montgomery, Montgomery Engineering, provided a one page handout entitled "Park City Existing System Evaluation", EXHIBIT(jlh06a10), and provided further background on the project.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

REP. KASTEN questioned other funding. Mr. Montgomery responded. REP. VICK had some general questions; Mr. Montgomery responded. Brian McCullough questioned use of the land in the area. Mr. Eisenman responded. REP. KASTEN questioned the growth; Mr. Montgomery responded.

CHAIRMAN MCCANN closed the hearing on **PARK CITY, TSEP PROJECT. NO. 11, PG. 91.**

CHAIRMAN MCCANN opened the hearing on **VIRGINIA CITY, TSEP PROJ. NO. 5, PG. 55.**

{Tape : 3; Side : A; Approx. Time Counter : 380}

Jim Edgcomb, DOC-TSEP, reviewed the project and recommendation and added that it included the hookup for Nevada City. This is also a joint project with RRGL.

Pam Smith, DNRC-RRGL, provided background on their Project No. 9, Pg. 34.

Jerry Fox, clerk-treasurer, discussed the project and the need for funding.

REP. DIANE RICE, HD 33, provided a letter from Mayor Dorlan L. "Chuck" Sturgill, **EXHIBIT(jlh06a11)**. She discussed the importance of the funding and the effects of the economy on the community.

SEN. BILL TASH, SD 17, is in favor of funding of this project.

Jeffrey Tiberi, Executive Director of the Montana Heritage Commission, provided a copy of his testimony **EXHIBIT(jlh06a12)** in favor of this funding.

Opponents' Testimony: None.

Questions from Committee Members and Responses:

The committee had several questions; **Dave Cole, Dan McCullough** and **Dave Aune** responded.

CHAIRMAN MCCANN closed the hearing on **VIRGINIA CITY, TSEP PROJ. NO. 5, PG. 55.**

CHAIRMAN MCCANN opened the hearing on **ALDER, TSEP PROJECT NO. 2, PG. 37.**

Proponents' Testimony:

{Tape : 3; Side : B; Approx. Time Counter : 107}

Nancy Guccione, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project No. 6, Pg. 26.

Ralph Northway, explained the project and its history.

SEN. BILL TASH, SD 17, spoke in favor of funding of this project.

Dave Aune, Damschen-Entranco, described the project further.

REP. DIANE RICE, HD 33, spoke in favor of funding for this project.

Opponents' Testimony: None

Questions from Committee Members and Responses:

SEN. TESTER questioned growth pattern; **Mr. Northway** and **Mr. Aune** responded. **CHAIRMAN MCCANN** had questions on funds; **SEN. TASH** responded. **SEN. TESTER** questioned expansion plans. **Mr. Aune** responded. **CHAIRMAN MCCANN** questioned **SEN. TASH** if the community was aware of the cost to them. **SEN. TASH** responded. **REP. KASTEN** questioned if the residents were aware that their monthly rates would be higher. **Mr. Northway** and **Mr. Aune** responded.

CHAIRMAN MCCANN closed the hearing on **ALDER, TSEP PROJECT NO. 2, PG. 37.**

CHAIRMAN MCCANN opened the hearing for **LOCKWOOD, TSEP PROJ. NO. 24, PG. 165.**

{Tape : 3; Side : B; Approx. Time Counter : 387}

Proponents' Testimony:

Jim Edgcomb, DOC-TSEP, reviewed the project and recommendation. This is also a joint project with RRGL.

Bob Fischer, DNRC-RRGL, provided background on their Project No. 40, Pg. 116.

SEN. VICK requested a quick review on the loan process. **Bob Fischer** responded.

Bill Enright, engineer with **Morrison-Mayerling**, Billings, described the project. Also in the audience were his assistant, **Woody Woods**; **Nancy Cormier** from the Helena Office; and as a Lockwood resident **REP. GARY FORRESTER, HD 16.**

REP. GARY FORRESTER, HD 16, stands in favor of the funding and is also a member of the Lockwood Water User Board. The community backs the project; 75% voted for the creation of the district.

Bill Enright, provided further information on reducing the cost by negotiating with the City of Billings.

Opponents' Testimony: None.

Questions from the Committee Members and Responses:

SEN. TESTER and **REP. VICK** had questions on funding. **Bob Fischer** and **Bill Enright** responded.

CHAIRMAN MCCANN closed the hearing for **LOCKWOOD, TSEP PROJ. NO. 24, PG. 165**.

FUNDING LIMITS

{Tape : 4; Side : A; Approx. Time Counter : 248 Side: B 111}

Jim Edgcomb, DOC-TSEP, discussed limits on funding and responded to questions from the committee.

The meeting was adjourned.

ADJOURNMENT

Adjournment: 12:15 P.M.

REP. MATT MCCANN, Chairman

ANDREA HYATT, Secretary

MM/AH

EXHIBIT (j1h06aad)